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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BARRY MICHAELS,)	
)	
Plaintiff,)	Case No: 2:16-cv-00578-JAD-PAL
)	
v.)	
)	
LORETTA E. LYNCH, Attorney General of the)	ORDER
United States, in her official capacity; and)	
THOMAS E. BRANDON, Deputy Director,)	
Bureau of Alcohol, Tobacco, Firearms &)	
Explosives, in his official capacity,)	
Defendants.		

**DEFENDANTS' UNOPPOSED MOTION FOR EXTENSION OF
TIME TO FILE REPLY BRIEF IN SUPPORT OF MOTION TO DISMISS**

Defendants hereby move for an extension of time up to and including November 16, 2016 in which to file their reply brief in support of their motion to dismiss.¹ The current deadline is October 17, 2016. Plaintiff's counsel has consented to the extension of time. In support of this motion, Defendants state as follows:

¹ Plaintiff's response to the motion to dismiss incorporated a cross-motion to amend the complaint. *See* ECF No. 35. For the sake of simplicity, Defendants plan to combine their reply brief supporting the motion to dismiss with a response to Plaintiff's cross-motion to amend. The requested extension therefore also includes Defendants' response to the cross-motion to amend.

1 Defendants require additional time because of the press of business and scheduling conflicts,
2 including summary judgment briefing this month on an accelerated schedule. This motion is not
3 sought merely for delay but in order that justice may be served.

4 Based on the foregoing, Defendants respectfully request that their unopposed motion for an
5 extension of time be granted.

6 Respectfully submitted this 14th day of October 2016.

7 JOHN R. TYLER
8 Assistant Branch Director, Federal Programs
Branch

9 /s/ Daniel Riess
10 DANIEL RIESS
Trial Attorney

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13 IT IS SO ORDERED:

14 
15 UNITED STATES DISTRICT JUDGE
Dated: October 17, 2016.